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April 8, 2010

VIA EMAIL AAXE@WINSTEAD.COM
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AND U.S. MAIL

Albert R. Axe, Jr.
Shareholder
Winstead PC
401 Congress Avenue, Suite 2100
Austin, Texas 78701

John F. Cermak, Jr.
Baker Hostetler
12100 Wilshire Boulevard, 15th Floor
Los Angeles, California 90025-7120

Re: Addendum to February 10, 2010 Consent for Access to Property:
Big Star Barge & Boat Company, Inc.

Dear Al and John:

This letter constitutes an addendum ("Addendum") to the Consent for Access to Property ("Consent"), a copy of which is enclosed, that Mr. Jay executed on February 10, 2010, in his capacity as president of Big Star Barge & Boat Company, Inc. ("Big Star").

The underlying terms of the Consent shall remain intact until further notice, and this addendum exclusively applies to a portion of the limited sediment sampling component of the action the Environmental Protection Agency ("EPA") has proposed in its enclosed April 2, 2010 Request for a Time-Critical Removal Action at the San Jacinto Waste Pits Site, Harris County, Texas ("Action Memorandum").

Specifically, the component of the actions EPA has proposed in the Action Memorandum and that are the subject of this addendum is the sampling of 25 sediment sampling points, 9 of which are located on submerged property that belongs to Big Star. EPA has set out those 25 specific sampling points in the enclosed printout of the EPA's PDF document styled "25samplepoints.pdf," the coordinates of which are set out in the enclosed printout of the EPA's XML document styled "25SampleSiteCoords.xml."

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Of those 25 sampling points, the following are located on submerged property owned by Big Star: A5, A4, A3, B5, B4, B3, C5, C4, and C3.

Big Star understands that McGinnes Industrial Maintenance Corporation ("MIMC") and International Paper Company ("International Paper") have agreed to undertake the Proposed Actions, which are set out generally at pages 8 and 9 of the Action Memorandum, pursuant to the Unilateral Administrative Order for Remedial Investigation/Feasibility Study, U.S. EPA Region 6, CERCLA Docket No. 06-03-10, styled "In the Matter of: San Jacinto Waste Pits Superfund Site, Pasadena,, Texas, International Paper Company, Inc., & McGinnes Industrial Management Corporation."

Big Star hereby grants to MIMC and International Paper access to that portion of its property where sample points A5, A4, A3, B5, B4, B3, C5, C4, and C3 are located. This limited grant of access to perform the sampling at those points shall apply only to the sampling EPA requires pursuant to the Action Memorandum. Any sampling activities on Big Star's property that are outside of the scope required under the Action Memorandum and not specifically directed by EPA pursuant to the Action Memorandum are expressly prohibited.

Should EPA in the future require MIMC or International Paper to conduct future sampling activities that are not within the scope of the Action Memorandum, or to perform any other activities that are not contemplated by the enclosed Consent, it will be necessary to request that Big Star entertain another addendum to the Consent that, if Big Star agrees, would be tailored narrowly to the specific yet inchoate circumstances.

Without limitation, nothing in this Addendum is to be construed as an admission of fact or of liability or a waiver of any rights or causes of action, including claims for damages and attorney's fees, Big Star or any related entities may have in respect of their current and historical properties, business interests and operations. Similarly, and without limitation, nothing in this Addendum is to be construed as a waiver of any defenses Big Star or any related entities may raise in respect of any and all causes of action, including claims alleging natural resource damages, associated with the San Jacinto Waste Pits Superfund Site under State or Federal law that any third party, including MIMC, International Paper, the United States Government and its instrumentalities, and the State of Texas and its instrumentalities may assert against Big Star or any related entities.

Very truly yours,



John Dugdale

Enclosures (4)

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cc w/encls *VIA EMAIL:*

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Mr. Jay W. Roberts, Big Star Barge & Boat Company, Inc.

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Ms. Barbara Nann, Esq., EPA Region 6

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Ms. Snehal Patel, Esq., Harris County Attorney's Office